

ORDINANCE NO. 28425

AN ORDINANCE OF THE CITY OF SAN JOSE AMENDING ORDINANCE NO. 28349 TO APPROPRIATE MONEYS IN THE SEWER SERVICE AND USE CHARGE CAPITAL IMPROVEMENT FUND FOR THE EDENVALE SANITARY SEWER SUPPLEMENT, PHASE VA AND VB, FOR THE 30" OLD BAYSHORE SUPPLEMENT, AND FOR THE SPRECKLES SANITARY SEWER FORCE MAIN SUPPLEMENT; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ADOPTION

WHEREAS, it has been certified that there will be available for appropriation in the Sewer Service and Use Charge Capital Improvement Fund in the fiscal year 2008-2009 moneys in excess of those heretofore appropriated therefrom, said excess being at least \$26,394,000;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAN JOSE:

SECTION 1. Section 4.02 of Ordinance No. 28349 is hereby amended to read as fully set forth on EXHIBIT "A," entitled "AMENDMENTS TO ORD. 28349," which is attached hereto and incorporated herein as though fully set forth in this Section of this Ordinance.

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SECTION 2. This ordinance shall become effective immediately upon adoption, pursuant to Section 605(c) of the Charter of the City of San Jose.

ADOPTED IN ACCORDANCE WITH CHARTER SECTIONS 605(c) and 1208
this 21st day of October 2008, by the following vote:

AYES: CHIRCO, CHU, CONSTANT, CORTESE, LICCARDO,
NGUYEN, OLIVERIO, PYLE, WILLIAMS, REED.

NOES: NONE.

ABSENT: CAMPOS.

DISQUALIFIED: NONE.

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk